04-22-05

RCE 2828

OIPE JC101 APR 21 2005 PATENT & TRADEMARK OFFICE

VIA EXPRESS MAIL NO. EV168631229US - April 21, 2005

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 USC §132, effective on May 29. 2000, provides for continued examination of an utility or plant application filed on or after June 8. 1995.
See The American inventors Protection Act of 1999 (AIPA).

Application Number	09/824,086
Filing Date	April 2, 2001
First Named Inventor	Tony ALBRECHT
Group Art Unit	2828
Examiner Name	LEUNG, Quyen Phan
Attorney Docket Number	5367-141RCE2

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000 applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

a. [] Previously submitted
   i. [] Consider the amendment(s)/reply under 37 C.F.R. § 1.116 filed on . (Any unentered amendment(s) referred to above will be entered).
   ii. [] Consider the arguments in the Appeal Brief or Reply Brief previously filed on
   iii.[] Other

b. [x] Enclosed
   i. [] Amendment/Reply
   ii. [] Affidavit(s)/Declaration(s)
   iii.[x] Information Disclosure Statement (IDS)
   iv.[x] Other: Revocation and New Power of Attorney

2. Miscellaneous

a. [] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(l) required)

b. [] Other

3. Fees

The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

a. [x] The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No.: 03-2412.
   i. [x] RCE fee required under 37 C.F.R.§ 1.17(e), if not already paid by check
   ii. [x] Extension of time fee (37C.F.R. §§ 1.136 and 1.17), if not already paid by check
   iii.[] Small Entity Status is being claimed for this application.
   vi.[] Other

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b. [x] Check in the amount of $790.00 is enclosed.

c. [] Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Thomas Langer	Registration No. (Attorney/Agent)	27,264
Signature	Thomas Langer	Date	April 21, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EV168631229US in an envelope addressed to: Commissioner For Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450, on: April 21, 2005

Name (Print/Type)	Thomas Langer		
Signature	Thomas Langer	Date	April 21, 2005

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Attorney Docket No.: **5367-141RCE2**

FILING FEE COMPUTATION SHEET

Submit an original and a duplicate for fee processing

Dated: April 21, 2005

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

In re RCE Application of: Tony ALBRECHT et al.
For: Optically Pumped, Surface-emitting Semiconductor Laser Device and Method for the Manufacture Thereof
Parent Serial No.: 09/824,086

The filing fee has been calculated as shown below:

FOR:	Col. 1	Col. 2	SMALL ENTITY	LARGE ENTITY
	# FILED	# EXTRA		
BASIC FEE			**$395**	**$790**
TOTAL CLAIMS	25 - 20 =	5	x 9 = $	x 18 = $
INDEPENDENT CLAIMS	1 - 3 =	0	x 44 = $	x 88 = $
MULTIPLE DEPENDENCY			+$150 = $	+300 $
The fees below apply only if claims are added that exceed the number of the originally filed claims				
Claims in excess of originally filed claims			x 25 = $	x 50 = $
Claims in excess of originally filed claims			x 100 = $	x 200 = $
Multiple Dependency if added and not paid in parent			+$180 = $	+360 $
			TOTAL: $	**$790**